

1 RENE L. VALLADARES
Federal Public Defender
2 Nevada State Bar No. 11479
ADEN KEBEDE
3 Assistant Federal Public Defender
Nevada State Bar No. 15581
4 411 E. Bonneville, Ste. 250
Las Vegas, Nevada 89101
5 (702) 388-6577/Phone
(702) 388-6261/Fax
6 Aden_Kebede@fd.org

7 Attorney for Marcus Mattingly

8
9 **UNITED STATES DISTRICT COURT**
10 **DISTRICT OF NEVADA**

11 UNITED STATES OF AMERICA,
12 Plaintiff,
13 v.
14 MARCUS MATTINGLY,
15 Defendant.

Case No. 2:21-cr-00230-APG-VCF

**STIPULATION TO CONTINUE
OBJECTIONS TO REPORT AND
RECOMMENDATION DEADLINE**
(First Request)

17 IT IS HEREBY STIPULATED AND AGREED, by and between Christopher Chiou,
18 Acting United States Attorney, and Melanee Smith, Assistant United States Attorney, counsel
19 for the United States of America, and Rene L. Valladares, Federal Public Defender, and Aden
20 Kebede, Assistant Federal Public Defender, counsel for Marcus Mattingly, that the Objections
21 to Report and Recommendation currently due on March 4, 2022, be vacated and continued for
22 forty-five (45) days.

23 This Stipulation is entered into for the following reasons:

24 1. The Report and Recommendation in this case was issued on February 18,
25 2022, just four days after the evidentiary hearing was held. ECF No.49. The day after the
26 hearing, defense counsel ordered the transcript requesting a 30-day turnaround. Defense

1 counsel had not anticipated the magistrate judge issuing his ruling so quickly. Defense
2 counsel has since revised the transcript request and ordered it on an expedited basis. It is
3 anticipated that the transcript will be available in 2-3 weeks. Upon receiving the transcript,
4 defense counsel will require sufficient time to review the record and file objections.

5 2. Defendant is incarcerated and does not object to a continuance.

6 3. Additionally, denial of this request for continuance could result in a
7 miscarriage of justice.

8 This is the first request for continuance filed herein.

9 DATED this 25th day of February, 2022.

10
11 RENE L. VALLADARES
12 Federal Public Defender

CHRISTOPHER CHIOU
Acting United States Attorney

13 */s/ Aden Kebede*
14 By _____
15 ADEN KEBEDE
Assistant Federal Public Defender

/s/ Melanee Smith
By _____
MELANEE SMITH
Assistant United States Attorney

1 UNITED STATES DISTRICT COURT
2 DISTRICT OF NEVADA

3 UNITED STATES OF AMERICA,

4 Plaintiff,

5 v.

6 MARCUS MATTINGLY,

7 Defendant.
8

Case No. 2:21-cr-00230-APG-VCF

ORDER

9
10 Based on the Stipulation of counsel and good cause appearing,
11 IT IS THEREFORE ORDERED that the Objections to Report and Recommendation
12 currently due on March 4, 2022 be vacated and continued to April 18, 2022.

13 DATED this 28th day of February, 2022.

14
15 

16 UNITED STATES DISTRICT JUDGE
17
18
19
20
21
22
23
24
25
26